

THIS WAS A RE-ORGANIZATION MEETING OF THE CITY COUNCIL OF THE CITY OF ORANGE TOWNSHIP HELD IN THE COUNCIL CHAMBER, CITY HALL, 29 NORTH DAY STREET, ORANGE, NEW JERSEY ON MONDAY, JULY 1, 2019 AT 7:06 P.M.

ROLL CALL

Councilman Kerry Coley, East Ward
Councilman Tency A. Eason, North Ward
Councilman Christopher Jackson, At-Large
Councilman Harold Johnson, Jr. West Ward
Councilwoman Jamie Summers-Johnson., South Ward
Councilwoman Donna K. Williams, At-Large
Councilwoman Adrienne Wooten, At-Large

ALSO PRESENT

Joyce L. Lanier, City Clerk
Chris Hartwyk, Business Administrator
Gracia R. Montilus, City Attorney
Marty Mayes, Director of Planning/Public Work
Marlin Townes, Legislative Research Officer
Lisette Sanchez, Records Support Technician

The requirements of N.J.S.A. 10:4-9 et. Seq., “Sunshine Law” has been met. A notice of this meeting was sent to the *Star Ledger* and published in *The Orange Transcript* on June 27, 2019 and posted on the Bulletin Board in City Hall and filed in the Office of the City Clerk.

RE-ORGANIZATION- Per Administrative Code, Chapter 4, Article 2 - City Council Annual Election of Officers.

APPOINTMENT OF THE TEMPORARY CHAIRPERSON

Motion to appoint Councilwoman Wooten as Temporary Chair by Councilwoman Williams, seconded by Councilwoman Eason.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley
Nays: None.
Abstain: None.
Absent: None.

Motion Carries.

NOMINATIONS OF COUNCIL PRESIDENT

Clerk Lanier asked Councilman Coley, whom does he nominate and he replied himself.

Clerk Lanier asked Councilwoman Eason whom does she nominate and she replied herself.
Clerk Lanier asked Councilman Jackson whom does he nominate and he replied Councilman Coley.
Clerk Lanier asked Councilwoman Wooten whom does she nominate and she replied Councilwoman Eason.
Clerk Lanier asked Councilman Johnson, Jr. whom does he nominate and he replied Councilman Coley.
Clerk Lanier asked Councilwoman Summers-Johnson whom does she nominate and she replied Councilwoman Eason.
Clerk Lanier asked Councilwoman Williams whom does she nominate and she replied Councilwoman Eason.

Clerk Lanier reported there were 4 nominations for Councilwoman Eason.

224-2019 A resolution electing Council Member Tency A. Eason as Council President

Motion to elect Councilwoman Tency A. Eason as Council President by Councilwoman Williams, seconded by Councilwoman Wooten.

Roll Call:

Ayes: Eason, Summers-Johnson, Williams, Wooten,
Nays: Coley, Jackson, Johnson, Jr
Abstain: None.
Absent: None.

Motion Carries.

NOMINATIONS OF COUNCIL-VICE PRESIDENT

Councilman Coley who do you nominate for Council Vice-President, he replied Councilman Jackson.
Councilman Jackson who do you nominate for Council Vice-President-, he replied Councilman Johnson, Jr.
Councilman Johnson, Jr. who do you nominate for Council Vice-President, he replied Councilman Jackson.
Councilwoman Summers-Johnson who do you nominate for Council Vice-President, she replied Councilwoman Williams.
Councilwoman Williams who do you nominate for Council Vice-President, she replied herself.
Councilwoman Wooten who do you nominate for Council Vice-President, she replied Councilwoman Williams
Council President Eason who do you nominate for Council Vice-President, she replied Councilwoman Williams.

Clerk Lanier reported there were 4 nominations for Councilwoman Williams.

225-2019 A resolution electing Council Member Donna K. Williams as Council Vice – President.

Motion to elect Councilwoman Donna K. Williams as Council Vice-President by Councilwoman Summers-Johnson, seconded by Councilwoman Wooten.

Roll Call:

Ayes: Coley, Jackson, Summers-Johnson, Williams, Wooten, Eason

Nays: Johnson, Jr.,

Abstain: None.

Absent: None.

Motion Carries.

CITIZEN COMMENTS ON GENERAL ISSUES/AGENDA ITEMS

The City Clerk made the following statement:

Pursuant to section 4-10 of the Code of the City of Orange Township, each person addressing the Council shall step up to the microphone, shall give his or her name in an audible tone for the record, and unless further time is granted by the presiding officer, shall limit his or her address to Five (5) minutes. The public is expected to conduct themselves in a proper manner, any derogatory, abusive or threatening statements will not be permitted. The Chair will immediately rule such conduct out of order and terminate any further comments.

The following residents and business owners made comments.

Mr. Jeffery Feld spoke about his heads-up memo that was sent to the Council Members.

He asked questions regarding vendor Lerch's billings and a number of questions regarding the Spohn Ranch contract. He asked about current FBI subpoenas.

Motion to close Citizen Comments by Councilwoman Williams, seconded by Councilman Johnson, Jr.

The Motion unanimously approved.

CONSENT AGENDA

The City Clerk read the following statement.

All items listed with an asterisk (*) are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so request, in which event, the item will be removed from the general order of business and considered in its normal sequence of the agenda.

RESOLUTION NUMBERS *226-2019 through *228-2019

***226-2019** A resolution approving the bill list for council meeting vote on July 1, 2019 dated June 27, 2019 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total \$ 3,851,216.09) (Removed for separate vote)

***227-2019** A resolution authorizing the award of a contract to Spohn Ranch, Inc., 6824 S. Centinela Avenue, Los Angeles, CA 90230 for the Colgate Park Skate Park construction phase II under the Sourcewell (formerly NJPA) Co-Op contract

#29802/03117-SRI in an amount not to exceed \$497,069.50 (Removed for separate vote)

228-2019(WO) A resolution of need for the Orange Housing Authority by the City of Orange Township City Council.

Councilman Jackson regarding Resolution 226-2019 bill list, asked from page 10, what an Environmental Trust is. Business Administrator Hartwyk stated the loan fund by NJDEP permits municipalities and counties of the State to apply for funds for projects and they have favorable terms. The Road project for 38 roads, the \$10 million loan was from the infrastructure fund. Councilman Jackson questioned page 11 asking about the tax sale. The Business Administrator felt it was for 186 Hickory but He did not know which tax sale. On page 12, the third party tax credit is the third party who helped.

Council President Eason asked for a copy of 2018 tax sale.

The Clerk reported that 226-2019 the bill list was amended June 28, 2019 with a Grand Total of \$3,884,122.98. The change was a settlement check for \$25,000 on page 3 of the bill list. The Business Administrator advised the settlement was entered into 2 years ago and payment was due July 1st. It is the Eric Davis settlement. The Business Administrator advised another payment will be due July 1, 2020.

Motion to adopt Resolution 226-2019 as amended by Councilwoman Williams, seconded by Councilwoman Summers-Johnson.

Roll Call:

Ayes: Coley, Jackson, Summers-Johnson, Williams, Wooten, Eason

Nays: None.

Abstain: Johnson, Jr

Absent: None.

Motion Carries.

The Clerk read the resolution by title.

227-2019 A resolution authorizing the award of a contract to Spohn Ranch, Inc., 6824 S. Centinela Avenue, Los Angeles, CA 90230 for the Colgate Park Skate Park construction phase II under the Sourcewell (formerly NJPA) Co-Op contract #29802/03117-SRI in an amount not to exceed \$497,069.50

Motion to adopt Resolution 227-2019 by Councilwoman Williams, seconded by Councilman Jackson.

On the Motion: Councilwoman Williams asked when the finishing date is. Director Marty Mayes advised that this is Phase II of the project and its tentative date is September 2019. The Business Administrator advised there may be a Phases III incorporating an additional piece of property. Business Administrator advised there will be regular patrols and portion of field house for police substation.

Roll Call:

Ayes: Coley, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Eason

Nays: None.

Abstain: Johnson, Jr
Absent: None.

Motion Carries.

The Clerk reported that there was a walk-on resolution but there needs to be a recess to print the resolution.

**Motion to recess by Councilwoman Williams, seconded by Councilwoman Wooten.
The Motion approved by unanimous vote.**

**Motion to reconvene by Councilwoman Williams, seconded by Councilman Johnson, Jr.
The Motion approved by unanimous vote.**

The Clerk did a roll call of the Council

Roll Call:

Ayes: Coley, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Eason
Nays: None.
Abstain: None.
Absent: None.

Motion Carries.

New Business /Walk-on resolutions.

The Clerk read the resolution by title.

**228-2019(WO) A resolution of need for the Orange Housing Authority by the City of Orange
Township City Council.**

**Motion to walk-on Resolution 228-2019(WO) by Councilwoman Wooten, seconded by
Councilwoman Summers-Johnson.**

Roll Call:

Ayes: Coley, Jackson, Summers-Johnson, Williams, Wooten, Eason
Nays: Johnson, Jr.
Abstain: None.
Absent: None.

Motion Carries.

The Clerk asked if any citizens wished to speak on the resolution.

- Mr. Jeffrey Feld expressed his disappointment that citizens were not being advised of this resolution and it was not listed on the agenda. Wants to know why no one has asked questions about the finances and projects. Wants to know how Orange Housing Authority has gotten approvals when they owe water/sewer charges. How is the finding of more affordable housing determined?

- Dr. Walter D. McNeil, Jr., Director of the Orange Housing Authority. Thanked the Council for supporting the project. Reminded the Council of the changes needed. The Council approving will allow the State to provide financing for housing needs in the community.

Motion to closed citizen's comments by Councilwoman Williams, seconded by Councilman Coley. The Motion approved by unanimous vote.

Motion to adopt Resolution 228-2019 by Councilwoman Williams, seconded by Councilwoman Wooten.

On the Motion: Councilwoman Williams asked did it need to be voted on before the next meeting. Council President Eason said yes it had to be done by July 10th. Business Administrator advised the Council would have to decide what to do with the other legislation at the next meeting. The Business Administrator advised that the project would be consistent with old and new master plan and would also conform with the redevelopment plan with some minor deviations. He reported that the Council has a copy of the audited financials for the Pilot payment status, showing outstanding pilot amounts that the accounting firm and the Housing Authority is negotiating those pilot amounts with. He also reported that the Mayor and he were unaware of any ongoing negotiations.

Councilwoman Williams asked Mr. McNeil what is the market rate projects. Mr. McNeil stated that market rate development will occur. None of their dollars can be used for market rate development, but combination of things can be done. Part of the small housing will be FSS to market rate. He preferred to have the people who did the market rate analyst talk about it.

Mr. McNeil addressed notes on audit. Still some questions if an agreement was negotiated for water bill. Further discussions will be considered as a matter of discussion in another meeting.

Councilwoman Williams would like to know if styles of the homes will be brought back before the council. The Business Administrator stated that there is nothing in place that requires them to come back to show a modified plan.

Jackson wants to know how the determination of needs was determined. Mr. McNeil reported that a study was done in April 2017, and that another market study must be done.

Council President Eason requested that Orange Housing Authority come back before the council and answer some questions.

Councilman Coley wanted to know what is the position of the administration on the resolution. The Business Administrator replied that the Mayor asked it be on the agenda and he meet with the Orange Housing Authority.

The Council President had the resolution changed to include that the Orange Housing Authority had to come back before the Council after State approval to review the site plan and have a forum.

The City Clerk read the amendments into the record.

Motion to adopt amended Resolution 228-2019 by Councilwoman Williams, seconded by Councilwoman Wooten.

On the motion: Councilman Jackson did not feel he had enough current facts since the study was done in 2017.

The attorney for the Orange Housing Authority reported that the resolution, the way it was written is required by the HMFA and have strict guidelines on any modifications written into their resolutions. So the resolution cannot be modified.

Councilwoman Summers-Johnson commented that now she does not feel comfortable approving the resolution. That information should have been given to the Council before now.

The Council President said let us let that go and continue and if the approval does not go through there is always tomorrow.

She reported that they are agreeable to return and discuss the site plan approvals.

Roll Call:

Ayes: Coley, Summers-Johnson, Williams, Wooten, Eason

Nays: Jackson, Johnson, Jr.

Abstain: None.

Absent: None.

Motion Carries.

Council President Eason thanked Councilman Coley for his patience and leadership over the years.

Motion to adjourn by Councilwoman Williams, seconded by Councilwoman Summers-Johnson. The Motion unanimously approved.

By consensus, the regular meeting adjourned at 8:15 P.M.

APPROVED:

Joyce L. Lanier
City Clerk

Tency A. Eason
Council President